

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION**

**Delshone Thomas and Gwendolyn  
Cheney,**

*Plaintiffs,*

**v.**

**Georgia Department of Community  
Health; and Caylee Noggle, in her  
official capacity as Commissioner of  
the Georgia Department of  
Community Health,**

*Defendants.*

**Civil Action No.**

**1:21-CV-02558-LMM**

**MEMORANDUM OF LAW IN SUPPORT  
OF CONSENT MOTION FOR MEDIATION  
AND TO STAY PROCEEDINGS AND DISCOVERY**

**COME NOW** the parties in the above-styled action, by and through counsel, and hereby files this Memorandum in Support of the parties Motion for Mediation and to Stay Proceedings and Discovery.

The parties initially held a settlement conference on July 30, 2021, after which they engaged in settlement negotiations. The parties held an additional settlement conference on October 15, 2021. At that time, the case did not settle.

The parties have completed substantial written discovery, and anticipate taking numerous depositions. However, prior to embarking on that lengthy and expensive

process, the parties believe that there is a good chance that they can successfully resolve the case.

In the interests of judicial efficiency and justice, the parties respectfully request that all proceedings, discovery, and deadlines be stayed. Plaintiffs request that such stay not last longer than 30 days following the referral of the case to mediation, while Defendants request that such stay remain until the conclusion of the mediation, if it cannot be scheduled within the 30 days sought by the parties.

The parties pray that this Court grant the Motion for Mediation and Stay.

This 8th day of March, 2022.

Respectfully submitted,  
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Attorney General

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**CERTIFICATION OF COMPLIANCE WITH RULE AND ORDER**

I hereby certify that the forgoing Memorandum of Law was prepared in 14-point Times New Roman font in compliance with Local Rule 5.1(C).

/s/MICHELLE W. LEGRANDE  
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**CERTIFICATE OF SERVICE**

I do hereby certify that I have this day served the within and foregoing **CONSENT MOTION FOR MEDIATION AND TO STAY PROCEEDINGS AND DISCOVERY** and **MEMORANDUM OF LAW IN SUPPORT OF CONSENT MOTION FOR MEDIATION AND TO STAY PROCEEDINGS AND DISCOVERY** with the Clerk of the Court using the CM/ECF system which will automatically send email notification of such filing to the following attorneys of record:

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This 8th day of March 2022.

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